

BEFORE

THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA

DOCKET NO. 2008-426-T - ORDER NO. 2009-187

MARCH 26, 2009

IN RE: Application of Need-A-Lift Transportation ) ORDER RESCINDING  
Services, LLC, 377 Grandview Circle, ) ORDER NO. 2008-810  
Columbia, South Carolina 29229 (Mailing )  
Address: Post Office Box 2054, Columbia, )  
South Carolina 29202) (District 2) for a Class )  
C Charter Certificate of Public Convenience )  
and Necessity )

This matter comes before the Public Service Commission of South Carolina (the Commission) on the Motion of the Office of Regulatory Staff (ORS) to rescind Commission Order No. 2008-810 issued to Need-A-Lift Transportation Services, LLC (Need-A-Lift or the Applicant) as the result of the failure of the Applicant to comply with certain rules of this Commission. By Order No. 2008-810, dated December 11, 2008, Need-A-Lift was granted authority to operate as a motor carrier in South Carolina under a Class C Charter Certificate of Public Convenience and Necessity.

In Order No. 2008-810, the Commission directed the Applicant to file, or cause to be filed, with the ORS the proper license fees, proof of liability insurance, and other information required by S.C. Code Ann. Section 58-23-10 et seq. (1976), as amended, and by 26 S.C. Code Ann. Regs. 103-100 through 103-241 (Supp. 2008) of the Commission's Rules and Regulations for Motor Carriers, and 23A S.C. Code Ann. Regs. 38-400 through 38-503 (Supp. 2008) of the Department of Public Safety's Rules and

Regulations for Motor Carriers, within sixty (60) days of the date of the Order, or within such additional time as may be authorized by the Commission.

Further, Order No. 2008-810 instructed Need-A-Lift that the failure to either complete the certification process by complying with the requirements of filing with the ORS proof of appropriate insurance, payment of license fees, and such other information required by law within sixty (60) days of the date of the Order or to request and obtain from the Commission additional time to comply with the stated requirements, may result in the Applicant's authorization being revoked.

By Motion filed March 18, 2009, ORS requests rescission of Order No. 2008-810. According to ORS, Need-A-Lift has not filed Form E, evidencing proof of liability insurance. As a result of Need-A-Lift's failure to provide to the ORS proof of insurance, ORS states that it has not issued a Certificate of Public Convenience and Necessity to the Applicant and requests that Order No. 2008-810 be rescinded for the Applicant's failure to comply with the terms of the Order.

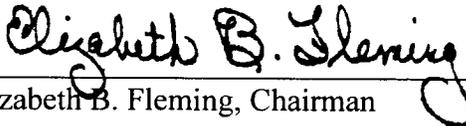
After consideration of ORS' Motion, the Commission is of the opinion, and so finds, that its previous Order No. 2008-810 granting Need-A-Lift authority to provide motor carrier services should be rescinded.

IT IS THEREFORE ORDERED:

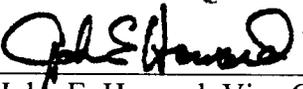
1. That Commission Order No. 2008-810, dated December 11, 2008, granting authority to Need-A-Lift Transportation Services, LLC to provide motor carrier services under a Class C Charter Certificate of Public Convenience and Necessity is rescinded.

2. That Docket No. 2008-426-T is closed.
3. That this Order shall remain in full force and effect until further Order of this Commission.

BY ORDER OF THE COMMISSION:

  
Elizabeth B. Fleming, Chairman

ATTEST:

  
John E. Howard, Vice Chairman

(SEAL)